

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

Civil Action No. 05-10917 PBS

THE HIPSAVER COMPANY, INC.,)	
Plaintiff / Counterclaim Defendant,)	

v

J.T. POSEY COMPANY,)	
Defendant / Counterclaim Plaintiff.)	

**HIPSAVER'S ASSENTED-TO MOTION TO FILE UNDER SEAL
EXHIBITS A & B TO HIPSAVER'S MEMORANDUM
IN SUPPORT OF ITS MOTION TO EXCLUDE THE REPORTS AND TESTIMONY OF
GARY REICH**

Pursuant to Local Rule 7.2 and paragraphs 2.4 and 10 of the parties' Protective Order [D.N. 48], HipSaver moves for an order granting leave to file under seal Exhibits A & B to HipSaver's Memorandum in Support of its Motion to Exclude the Reports and Testimony of Gary Reich, filed concurrently by hand.

As grounds for the motion, HipSaver states that Exhibits A and B contain Mr. Reich's Expert Report and Supplemental Expert Report, respectively. Both reports are designated by Defendant J.T. Posey as HIGHLY CONFIDENTIAL, ATTORNEY EYES ONLY.

CERTIFICATE PURSUANT TO CIVIL LOCAL RULE 7.1 and 37.1

I hereby certify that on October 24, 2006, counsel for the parties conferred by telephone and that counsel for J.T. Posey assented to this motion.

THE HIPSAVER COMPANY, INC.
By its Attorneys,

/s/ Courtney M. Quish

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Dated: October 26, 2006

CERTIFICATE OF SERVICE

I certify that this document has been filed through the Electronic Case Filing System of the United States District Court for the District of Massachusetts and will be served electronically by the court to the Registered Participants identified in the Notice of Electronic filing.

/s/ Courtney M. Quish

October 26, 2006

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